

WEDNESDAY, APRIL 18, 2018

SEVENTY-FORTH LEGISLATIVE DAY

The hour of 2:00 p.m. having arrived, which had been set for the House to reconvene, a quorum of the House was not detected.

MOTION TO CONVENE PASSED

Representative Moon, pursuant to the House rules, moved that the House convene on Wednesday, April 18, 2018, at 3:00 p.m. The motion by Representative Moon was properly seconded. Without objection, the motion to convene on Wednesday, April 18, 2018, at 3:00 p.m. prevailed.

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SEVENTY-FORTH LEGISLATIVE DAY

The House met at 3:00 p.m. and was called to order by Madam Speaker Harwell.

The proceedings were opened with prayer by Reverend William Tyler Duncan, First Baptist Church, Harrogate, TN.

Representative J. Sexton led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present..... 85

Representatives present were Akbari, Alexander, Beck, Boyd, Brooks H., Butt, Byrd, Calfee, Camper, Carr, Carter, Clemmons, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doss, Dunn, Eldridge, Faison, Farmer, Favors, Forgety, Gant, Gilmore, Goins, Halford, Hardaway, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Lollar, Lynn, McCormick, McDaniel, Miller, Mitchell, Moody, Moon, Parkinson, Pitts, Powell, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sexton C., Sexton J., Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Towns, Travis, Turner, Van Huss, Vaughan, Weaver, White M., Whitson, Williams, Windle, Wirgau, Zachary, Madame Speaker Harwell -- 85

EXCUSED

The Speaker announced that the following member has been excused, pursuant to request under **Rule No. 20**:

Representative Matheny

PRESENT IN CHAMBER

Reps. K. Brooks, Hawk, Littleton, Marsh and Powers were recorded as being present in the Chamber.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 1959 Rep. Sherrell as prime sponsor.

House Bill No. 2106 Reps. M. White, Gilmore, Towns and Cooper as prime sponsors.

INTRODUCTION OF RESOLUTIONS

On motion, pursuant to **Rule No. 17**, the following resolution listed was introduced and referred to the appropriate Committee:

***House Joint Resolution No. 1003** -- General Assembly, Statement of Intent or Position - Expresses support for public education. by *Fitzhugh, *Forgety.

House Education Administration & Planning Committee

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolutions were introduced and placed on the Consent Calendar for April 19, 2018:

House Resolution No. 329 -- Memorials, Sports - Vanderbilt women's bowling team, NCAA National Champions. by *Clemmons.

House Resolution No. 330 -- Memorials, Recognition - Linda Street. by *Cooper.

House Resolution No. 331 -- Memorials, Recognition - Carolyn Hardy. by *Cooper.

House Resolution No. 332 -- Memorials, Recognition - Tanja Mitchell. by *Cooper.

House Resolution No. 333 -- Memorials, Recognition - Paula Casey. by *Cooper.

House Resolution No. 334 -- Memorials, Recognition - Mark H. Luttrell, Jr. by *Cooper.

House Resolution No. 335 -- Memorials, Recognition - Jeff Sanford. by *Cooper.

House Resolution No. 336 -- Memorials, Recognition - Memphis Chamber of Commerce. by *Cooper.

House Resolution No. 337 -- Memorials, Recognition - Stax Museum. by *Cooper.

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House Resolution No. 338 -- Memorials, Recognition - National Civil Rights Museum. by *Cooper.

House Resolution No. 339 -- Memorials, Recognition - Emily Yellin. by *Cooper.

House Resolution No. 340 -- Memorials, Recognition - Reduce Food Waste Month. by *Cooper.

House Resolution No. 341 -- Memorials, Personal Occasion - Brooksie Burnet, 100th birthday. by *Halford.

House Resolution No. 342 -- Memorials, Interns - Richmond Scott Hall. by *Sargent.

House Resolution No. 343 -- Memorials, Interns - Sabrina Huffman. by *Sargent.

House Resolution No. 344 -- Memorials, Professional Achievement - Tina Atkinson, 2018 Art Teacher of the Year in Tennessee. by *Clemmons.

House Resolution No. 345 -- Memorials, Interns - John Hitchcock. by *Williams.

House Resolution No. 346 -- Memorials, Recognition - Krishun Lovelace, Mr. HBCU. by *Turner.

House Joint Resolution No. 1258 -- Memorials, Recognition - WGU Tennessee, 5th Anniversary. by *Brooks H.

House Joint Resolution No. 1259 -- Memorials, Death - Timothy S. Daniels. by *Hazlewood, *Curcio.

House Joint Resolution No. 1260 -- Memorials, Interns - Grace Boze. by *Faison.

House Joint Resolution No. 1261 -- Memorials, Academic Achievement - Kihley Bellamy, Top Ten Senior, Volunteer High School. by *Hicks.

House Joint Resolution No. 1262 -- Memorials, Academic Achievement - Kelsey Browning, Top Ten Senior, Volunteer High School. by *Hicks.

House Joint Resolution No. 1263 -- Memorials, Academic Achievement - Sara Burnette, Top Ten Senior, Volunteer High School. by *Hicks.

House Joint Resolution No. 1264 -- Memorials, Academic Achievement - Ethan Galloway, Top Ten Senior, Volunteer High School. by *Hicks.

House Joint Resolution No. 1265 -- Memorials, Academic Achievement - Noah Johnson, Top Ten Senior, Volunteer High School. by *Hicks.

House Joint Resolution No. 1266 -- Memorials, Academic Achievement - Katheryn Luckadoo, Top Ten Senior, Volunteer High School. by *Hicks.

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House Joint Resolution No. 1267 -- Memorials, Academic Achievement - Brannon Ragsdale, Top Ten Senior, Volunteer High School. by *Hicks.

House Joint Resolution No. 1268 -- Memorials, Academic Achievement - Colton Short, Top Ten Senior, Volunteer High School. by *Hicks.

House Joint Resolution No. 1269 -- Memorials, Academic Achievement - Susanna Skelton, Top Ten Senior, Volunteer High School. by *Hicks.

House Joint Resolution No. 1270 -- Memorials, Academic Achievement - Trevor Stanley, Top Ten Senior, Volunteer High School. by *Hicks.

House Joint Resolution No. 1271 -- Memorials, Academic Achievement - Kara Stofel, Valedictorian, Culleoka Unit School. by *Butt.

House Joint Resolution No. 1272 -- Memorials, Academic Achievement - McKinley Stovall, Salutatorian, Culleoka Unit School. by *Butt.

House Joint Resolution No. 1273 -- Memorials, Academic Achievement - Kathy Jean Jennings, Valedictorian, Clinch High School. by *Hicks.

House Joint Resolution No. 1274 -- Memorials, Academic Achievement - Kortney Lawson, Salutatorian, Clinch High School. by *Hicks.

House Joint Resolution No. 1275 -- Memorials, Recognition - Food City, 100th anniversary. by *Crawford, *Hulsey, *Hicks.

House Joint Resolution No. 1276 -- Memorials, Interns - Tierra Holloway. by *DeBerry.

House Joint Resolution No. 1277 -- Memorials, Retirement - Rhonda Pitts. by *Moon, *Ramsey.

House Joint Resolution No. 1278 -- Memorials, Recognition - Highland Church of Christ, 90th anniversary. by *Coley.

House Joint Resolution No. 1279 -- Memorials, Interns - Scarlett Lichterman. by *Coley.

House Joint Resolution No. 1280 -- Memorials, Recognition - Orpheum Theatre. by *Coley.

RESOLUTIONS LYING OVER

On motion, the resolutions listed were referred to the appropriate Committee:

***Senate Joint Resolution No. 619** -- General Assembly, Statement of Intent or Position - Urges the Commissioner of the Department of Health to designate Alzheimer's disease and other related dementias as a public health issue. by *Crowe, *Haile, *Jackson, *Massey.

House Health Committee

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***Senate Joint Resolution No. 727** -- Naming and Designating - "Williams Syndrome Awareness Month," May 2018 by *Gardnehire.

House Health Committee

SENATE BILLS TRANSMITTED

On motion, the Senate Bills listed below, transmitted to the House, were held on the Clerk's desk pending third consideration of the companion House Bill as noted:

Senate Bill No. 1949 -- Public Health - As introduced, enacts the "Suicide Mortality Review and Prevention Act of 2018." - Amends TCA Title 68, Chapter 3. by *Crowe, *Massey, *Swann, *Jackson, *Watson, *Briggs, *Bailey, *Yarbro. (*HB1961 by *Ramsey, *Ragan, *Sexton C, *Faison, *Jernigan, *Gilmore, *Powell, *Pitts, *Eldridge, *Miller)

Senate Bill No. 2295 -- Administrative Procedure (UAPA) - As introduced, with certain exceptions, continues permanent rules filed with the secretary of state on or after January 1, 2017; prohibits the department of children's services from creating a process whereby a person determined to be a perpetrator of child abuse or neglect may have their substantiations reviewed as authorized under Rule 0250-07-09-.12. - Title 4, Chapter 5. by *Bell. (*HB2328 by *Faison)

***Senate Bill No. 2297** -- Fairs - As introduced, authorizes the dean of the University of Tennessee extension to designate a person to serve in the dean's place on the state fair board. - Amends TCA Title 4; Section 5-9-102 and Title 43. by *Haile. (HB2483 by *Holt)

REPORTS FROM STANDING COMMITTEES

The committees that met on **April 18, 2018**, reported the following:

FINANCE, WAYS AND MEANS COMMITTEE

The Finance, Ways & Means Committee recommended for passage: House Bills Nos. 1497, 1997, 2134, 1598, 1558, 655, 1961, 717, 1751, 2143, 2038, 2303, 446, 2386, 1110, 1846, 631, 1476, 710, 1722, 1930, 955, 1572 and 294, also House Bills Nos. 789, 2310, 1462, 1522, 2025, 1599, 372, 1858, 2159, 2326, 2190, 2274, 521, 1541, 2181, 10, 2060, 1882, 1307, 1510, 1748, 2371, 1574 and 2355 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

COMMITTEE ON CALENDAR AND RULES

The Calendar and Rules Committee met and set the following bills on the **Regular Calendar** for **April 19, 2018**: House Bills Nos. 789, 1462, 1497, 2675, 2025, 372, 1858, 2038, and 2060.

It further reports that it set the following bills and resolutions on the **Regular Calendar** for **April 23, 2018**: House Bills Nos. 1997, 2134, 1522, 1598, 1558, 1599, 2159, 2326, 2190, 655, 2274, 521, 1541, 1961, 717, 1751, 2181, 2143, 10, 2303, 446, 2386, 1110, 1846, 1882, 631, 1307, 1476, 710, 1510, 1722, 1748, 2371, 955, 1572, 1574, 294, and 2355.

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This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

CONSENT CALENDAR

***House Bill No. 2724** -- Centertown - Subject to local approval, requires the board of mayor and aldermen to hold regular public meetings as specified by ordinance rather than on the first Monday night of each month. - Amends Chapter 606 of the Private Acts of 1951; as amended. by *Matheny, *Sherrell.

House Bill No. 2725 -- Rutherford County - Subject to local approval, increases the threshold over which public advertisements and sealed competitive bids or proposals are required to an amount not to exceed \$25,000 for nonemergency and nonproprietary purchases. - Amends Chapter 17 of the Private Acts of 2017. by *Rudd.

House Joint Resolution No. 1254 -- Memorials, Recognition - Johnson County Rescue Squad, 50th anniversary. by *Hill T.

House Joint Resolution No. 1255 -- Memorials, Academic Achievement - Leticia Rosas, Valedictorian, Wooddale High School. by *Camper.

House Joint Resolution No. 1256 -- Memorials, Academic Achievement - Johanna Orozco, Salutatorian, Wooddale High School. by *Camper.

House Joint Resolution No. 1257 -- Memorials, Recognition - Johnson County Rescue Squad, 50th Anniversary. by *Hill T.

Senate Joint Resolution No. 826 -- Memorials, Recognition - Food Allergy Awareness Day, May 13, 2018. by *Ketron, *Bailey, *Kyle.

Pursuant to **Rule No. 50**, Rep. Dunn moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes	80
Noes.....	0
Present and not voting.....	3

Representatives voting aye were: Beck, Boyd, Brooks H., Butt, Byrd, Calfee, Carr, Carter, Clemmons, Cooper, Crawford, Curcio, DeBerry, Doss, Dunn, Eldridge, Faison, Farmer, Forgety, Gant, Gilmore, Goins, Halford, Hardaway, Hawk, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Lollar, Lynn, Marsh, McCormick, McDaniel, Mitchell, Moody, Moon, Parkinson, Pitts, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sexton C., Sexton J., Shaw, Sherrell, Smith, Staples, Stewart, Terry, Thompson, Tillis, Towns, Travis, Turner, Van Huss, Vaughan, Weaver, White M., Whitson, Williams, Windle, Wirgau, Zachary, Madame Speaker Harwell -- 80

Representatives present and not voting were: Akbari, Favors, Miller -- 3

A motion to reconsider was tabled.

REGULAR CALENDAR, APRIL 17, 2018, CONTINUED

House Bill No. 2608 -- TennCare - As introduced, requires TennCare to establish a procedure that allows recipients under the age of 18 to reapply for TennCare online without requiring any paper forms; requires implementation of this procedure no later than November 1, 2018. - Amends TCA Title 71. by *Mitchell, *Powell. (*SB2312 by *Harris, *Crowe)

On motion, House Bill No. 2608 was made to conform with **Senate Bill No. 2312**; the Senate Bill was substituted for the House Bill.

Rep. Mitchell moved that Senate Bill No. 2312 be passed on third and final consideration.

Rep. C. Sexton moved that Health Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. C. Sexton moved that Health Committee Amendment No. 2 be withdrawn, which motion prevailed.

Rep. Mitchell moved that **Senate Bill No. 2312** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	83
Noes.....	0

Representatives voting aye were: Akbari, Beck, Boyd, Brooks H., Butt, Byrd, Calfee, Carr, Carter, Clemmons, Cooper, Crawford, Curcio, DeBerry, Doss, Dunn, Eldridge, Faison, Farmer, Favors, Forgety, Gant, Gilmore, Goins, Halford, Hardaway, Hawk, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Lollar, Love, Lynn, Marsh, McCormick, Miller, Mitchell, Moody, Moon, Parkinson, Pitts, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sexton C., Sexton J., Shaw, Sherrell, Smith, Staples, Stewart, Terry, Thompson, Tillis, Towns, Travis, Turner, Van Huss, Vaughan, Weaver, White M., Whitson, Williams, Windle, Wirgau, Zachary, Madame Speaker Harwell -- 83

A motion to reconsider was tabled.

PRESENT IN CHAMBER

Rep. Matlock was recorded as being present in the Chamber.

REGULAR CALENDAR, APRIL 17, 2018, CONTINUED

***House Bill No. 2125** -- Annexation - As introduced, reduces the number of owners required to consent to annexation without a referendum from all of the affected owners to a majority of the property owners who own a majority of the territory proposed for annexation. - Amends TCA Section 6-51-104. by *Williams, *Casada. (SB2680 by *Bailey)

Rep. Williams requested that House Bill No. 2125 be moved to the heel of the Calendar, which motion prevailed.

***House Bill No. 1959** -- Criminal Offenses - As introduced, creates Class B felony of selling, possessing, or manufacturing 15 grams or more of any substance containing fentanyl and Class A felony if the substance contains 150 grams or more of fentanyl. - Amends TCA Title 39, Chapter 13; Title 39, Chapter 14; Title 39, Chapter 15; Title 39, Chapter 16; Title 39, Chapter 17; Title 40, Chapter 35; Title 55; Title 63; Title 69, Chapter 9 and Title 70. by *Lamberth. (SB1974 by *Stevens)

Rep. Lamberth moved that House Bill No. 1959 be passed on third and final consideration.

Rep. Curcio moved adoption of Criminal Justice Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1959 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 39-17-420(i), is amended by deleting the subsection and substituting instead the following:

(i)

(1) This fee shall be collected by the clerks of the various courts of the counties and forwarded to the state treasurer on a monthly basis for deposit in the state general fund, to be used only as appropriated by the general assembly.

(2) Any moneys in the TBI drug chemistry unit drug testing fund as of June 30, 2018, shall revert to the general fund on such date, to be used only as appropriated by the general assembly.

SECTION 2. Tennessee Code Annotated, Section 39-17-420(j), is amended by deleting the subsection in its entirety and renumbering the remaining subsections accordingly.

SECTION 3. Tennessee Code Annotated, Section 55-10-413(f)(2), is amended by deleting the subdivision and substituting instead the following:

(2) The fee authorized in subdivision (f)(1) shall be collected by the clerks of the various courts of the counties and forwarded to the state treasurer on a monthly basis for deposit in the state general fund, to be used only as appropriated by the general assembly.

(3) Any moneys in the TBI toxicology unit intoxicant testing fund as of June 30, 2018, shall revert to the general fund on such date, to be used only as appropriated by the general assembly.

SECTION 4. Tennessee Code Annotated, Section 55-10-413(f)(3), is amended by deleting the subdivision in its entirety.

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SECTION 5. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Criminal Justice Committee Amendment No. 1 was adopted.

Rep. Lamberth moved that **House Bill No. 1959**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	85
Noes.....	0
Present and not voting.....	1

Representatives voting aye were: Akbari, Beck, Boyd, Brooks H., Byrd, Calfee, Carr, Carter, Clemmons, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doss, Dunn, Eldridge, Faison, Farmer, Favors, Forgety, Gant, Gilmore, Goins, Halford, Hardaway, Hawk, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Lollar, Love, Lynn, Marsh, Matlock, Miller, Mitchell, Moody, Moon, Parkinson, Pitts, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sexton C., Sexton J., Shaw, Sherrell, Smith, Staples, Stewart, Terry, Thompson, Tillis, Towns, Travis, Turner, Van Huss, Vaughan, Weaver, White D., White M., Whitson, Williams, Windle, Wirgau, Zachary, Madame Speaker Harwell -- 85

Representatives present and not voting were: Butt -- 1

A motion to reconsider was tabled.

PRESENT IN CHAMBER

Rep. Hazlewood was recorded as being present in the Chamber.

REGULAR CALENDAR, APRIL 17, 2018, CONTINUED

***House Bill No. 2098** -- Codes - As introduced, increases from 10 to 15 working days following the expiration of a building permit the amount of time that a municipal office has to return the copy of the certificate of insurance or the workers' compensation policy that was filed by the person who obtained the permit. - Amends TCA Title 7 and Title 13. by *Casada, *Wirgau. (SB2067 by *Kelsey)

On motion, House Bill No. 2098 was made to conform with **Senate Bill No. 2067**; the Senate Bill was substituted for the House Bill.

Rep. Wirgau moved that Senate Bill No. 2067 be passed on third and final consideration.

Rep. Howell moved that Local Government Committee Amendment No. 1 be withdrawn, which motion prevailed.

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Rep. Wirgau moved that **Senate Bill No. 2067** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 87
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Beck, Boyd, Brooks H., Butt, Byrd, Calfee, Carr, Carter, Clemmons, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doss, Dunn, Eldridge, Faison, Farmer, Favors, Forgety, Gant, Gilmore, Goins, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Lynn, Marsh, Matlock, McCormick, Miller, Mitchell, Moody, Moon, Parkinson, Pitts, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sexton C., Sexton J., Shaw, Sherrell, Smith, Staples, Terry, Thompson, Tillis, Towns, Travis, Turner, Van Huss, Vaughan, Weaver, White D., White M., Whitson, Williams, Windle, Wirgau, Zachary, Madame Speaker Harwell -- 87

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "aye" on **Senate Bill No. 2067** and have this statement entered in the Journal: Rep. M. Hill.

REGULAR CALENDAR, APRIL 17, 2018, CONTINUED

House Bill No. 2106 -- Prisons and Reformatory Institutions - As introduced, reduces from 30 to 15 the number of days within which a sheriff must report to the county legislative body the name of any prisoner who escapes while serving on a work detail. - Amends TCA Title 39; Title 40 and Title 41. by *Travis. (*SB1575 by *Norris, *Yager, *Jackson)

Rep. Travis moved that House Bill No. 2106 be passed on third and final consideration.

Rep. Ramsey moved adoption of State Government Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2106 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 41-4-121, is amended by deleting the section in its entirety and substituting instead the following:

(a)

(1) The sheriff has the authority, when the jail of the county is insufficient for the safekeeping of a prisoner, to convey the prisoner to the

nearest sufficient jail in the state or, if the prisoner is a juvenile, to the nearest sufficient juvenile detention facility in the state.

(2) In all cases where it is shown to the committing court that the jail of the county in which the commitment should be made is insufficient for the safekeeping of the prisoner, the court may order commitment of the prisoner to the nearest sufficient county jail or, if the prisoner is a juvenile, to the nearest sufficient juvenile detention facility.

(3) In all cases where the jail in which a prisoner is confined becomes insufficient for any cause, any circuit, criminal, or general sessions judge, upon the application of the sheriff and proof of the fact, may order the prisoner to be removed to the nearest sufficient jail or, if the prisoner is a juvenile, to the nearest sufficient juvenile detention facility.

(b)

(1) An order issued under this section shall be reviewed by the issuing court at least once every thirty (30) days. In conducting the review, the court shall determine whether the order needs to remain in place, be terminated, or be modified to place conditions on the order. In evaluating whether the order needs to remain in place, the court shall consider the jail or juvenile detention facilities' obligations relative to the use of restrictive housing. If the order is terminated, the prisoner shall be returned to the county jail or juvenile detention facility, as appropriate.

(2) Nothing in this section authorizes a non-adjudicated juvenile, or a non-adjudicated juvenile who has been transferred to criminal court in accordance with title 37, chapter 1, to be committed or removed to the state penitentiary or a branch prison for safekeeping.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it, and shall apply to prisoners committed or moved for safekeeping prior to, on, or after the effective date of this act.

On motion, State Government Committee Amendment No. 1 was adopted.

Rep. Travis moved that **House Bill No. 2106**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 90
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Beck, Boyd, Brooks H., Brooks K., Butt, Byrd, Calfee, Carr, Clemmons, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doss, Dunn, Eldridge, Faison, Farmer, Favors, Forgety, Gant, Gilmore, Goins, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulse, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matlock, McCormick, McDaniel, Miller, Mitchell, Moody, Moon, Parkinson, Pitts, Powell, Powers, Ragan,

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A motion to reconsider was tabled.

***House Bill No. 2670** -- Education, State Board of - As introduced, designates the state board of education as the regulating authority for the public school athletic events of cross country, football, soccer, volleyball, golf, basketball, bowling, wrestling, baseball, softball, tennis, and track. - Amends TCA Title 49, Chapter 1; Title 49, Chapter 2; Title 49, Chapter 3 and Title 49, Chapter 6. by *Sexton C. (SB2662 by *Bailey, *Gresham)

On motion, House Bill No. 2670 was made to conform with **Senate Bill No. 2662**; the Senate Bill was substituted for the House Bill.

Rep. C. Sexton moved that Senate Bill No. 2662 be passed on third and final consideration.

Rep. H. Brooks moved adoption of Education Administration & Planning Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 2662 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 6, Part 4, is amended by adding the following language as a new section:

Any voluntary association that establishes and enforces bylaws or rules for interscholastic sports competition for public secondary schools in this state shall be subject to an annual audit by the comptroller of the treasury. At the discretion of the comptroller of the treasury, the audit may be prepared by a certified public accountant, a public accountant, or by the department of audit. The comptroller of the treasury may accept the association's own audit prepared by a certified public accountant that has been filed with the secretary of state to satisfy the requirements of this section. If the association fails or refuses to have the audit prepared, then the comptroller of the treasury may appoint a certified public accountant or public accountant or direct the department to prepare the audit. The association shall bear the full costs of any audit prepared.

SECTION 2. Tennessee Code Annotated, Title 49, Chapter 2, Part 1, is amended by adding the following as a new section:

(a) Public schools, including public charter schools, shall not use public funds to join, become members of, or maintain membership in an association that regulates interscholastic athletics unless the association's governing board voluntarily complies with the open meetings laws, compiled in title 8, chapter 44, part 1.

(b) Notwithstanding subsection (a), an association that regulates interscholastic athletics may conduct a closed meeting, or close a portion of an otherwise open meeting, if confidential information protected by the Family Educational Rights and Privacy Act (20 U.S.C. § 1232g), § 10-7-504, or any other relevant privacy law or privilege, must be discussed. No other business, other than the business to which the confidential information relates, shall be addressed during such a closed meeting.

SECTION 3. This act shall take effect July 1, 2018, the public welfare requiring it.

On motion, Education Administration & Planning Committee Amendment No. 1 was adopted.

Rep. C. Sexton moved that **Senate Bill No. 2662**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 90
Noes 1

Representatives voting aye were: Akbari, Alexander, Beck, Boyd, Brooks H., Brooks K., Butt, Byrd, Calfee, Carr, Carter, Clemmons, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doss, Dunn, Eldridge, Faison, Farmer, Favors, Forgety, Gant, Goins, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulse, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matlock, McCormick, McDaniel, Miller, Mitchell, Moody, Moon, Pitts, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Sherrell, Smith, Staples, Terry, Thompson, Tillis, Towns, Travis, Turner, Van Huss, Vaughan, Weaver, White D., White M., Whitson, Williams, Windle, Wirgau, Zachary, Madame Speaker Harwell -- 90

Representatives voting no were: Parkinson -- 1

A motion to reconsider was tabled.

***House Bill No. 2718** -- Taxes, Hotel Motel - As introduced, authorizes the City of Crossville to levy a privilege tax upon the privilege of occupancy by a two-thirds vote of its governing body. by *Sexton C. (SB2750 by *Bailey)

Rep. C. Sexton moved that House Bill No. 2718 be passed on third and final consideration.

Rep. Wirgau moved adoption of Local Government Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2718 by deleting from the amendatory language of SECTION 1 the language "not to exceed three percent (3%)" and substituting instead the language "not to exceed two percent (2%)".

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On motion, Local Government Committee Amendment No. 1 was adopted.

Rep. C. Sexton moved that **House Bill No. 2718**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	78
Noes.....	5
Present and not voting.....	3

Representatives voting aye were: Akbari, Beck, Boyd, Brooks H., Brooks K., Butt, Byrd, Calfee, Carr, Carter, Clemmons, Coley, Cooper, Curcio, DeBerry, Doss, Eldridge, Faison, Farmer, Favors, Forgety, Gant, Gilmore, Goins, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Lynn, Marsh, Matlock, McCormick, McDaniel, Miller, Mitchell, Moon, Pitts, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sargent, Sexton C., Sexton J., Shaw, Sherrell, Smith, Staples, Thompson, Tillis, Travis, Turner, Van Huss, Vaughan, Weaver, White D., White M., Whitson, Williams, Wirgau, Zachary -- 78

Representatives voting no were: Dunn, Holt, Parkinson, Towns, Windle -- 5

Representatives present and not voting were: Daniel, Rudd, Madame Speaker Harwell -- 3

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "aye" on **House Bill No. 2718** and have this statement entered in the Journal: Rep. Crawford.

REGULAR CALENDAR, APRIL 17, 2018, CONTINUED

House Bill No. 2275 -- Alcoholic Beverages - As introduced, lowers amount of revenue required from sale of artwork from 90 percent to 80 percent in order for an art gallery to serve wine to patrons. - Amends TCA Title 57. by *Staples, *Love, *Marsh, *White D. (*SB2111 by *Niceley)

Further consideration of House Bill No. 2275, previously considered on April 12, 2018, at which time it was reset for the Regular Calendar on April 17, 2018.

Rep. Staples moved that **House Bill No. 2275** be reset for the the Regular Calendar on April 19, 2018, which motion prevailed.

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***House Bill No. 1733** -- Lottery, Corporation - As introduced, requires the board of directors of the Tennessee education lottery corporation, no later than January 1, 2019, to establish a mechanism whereby a lottery ticket winner of a drawing-style game, with winnings of \$1 million dollars or more, may donate 10 percent of the total prize money to a 501(c)(3) or 501(c)(19) nonprofit organization. - Amends TCA Title 4, Chapter 51, Part 1. by *Sexton C, *Hardaway. (SB2681 by *Bailey)

Further consideration of House Bill No. 1733, previously considered on March 22, 2018, April 5, 2018, April 11, 2018 and April 12, 2018, at which time it was reset for the Regular Calendar on April 17, 2018.

Rep. C. Sexton moved that **House Bill No. 1733** be reset for the the Regular Calendar on April 19, 2018, which motion prevailed.

***House Bill No. 2125** -- Annexation - As introduced, reduces the number of owners required to consent to annexation without a referendum from all of the affected owners to a majority of the property owners who own a majority of the territory proposed for annexation. - Amends TCA Section 6-51-104. by *Williams, *Casada. (SB2680 by *Bailey)

Rep. Williams moved that House Bill No. 2125 be passed on third and final consideration.

Rep. Wirgau requested that Local Government Committee Amendment No. 1 be placed at the heel of the amendments.

Rep. Sargent moved adoption of Finance, Ways & Means Committee Amendment No. 1, as House Amendment No. 2, as follows:

Amendment No. 2

AMEND House Bill No. 2125 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 6-51-104, is amended by deleting the last sentence of subsection (a), designating subsection (a) as subdivision (a)(1), and adding the following as a new subdivision (a)(2):

(2) A referendum is not required to effectuate annexation of territory if:

(A) All of the property owners within the territory proposed for annexation consent in writing; or

(B)

(i)

(a) Two-thirds (2/3) of the property owners within the territory proposed for annexation consent in writing;

(b) The total area of the property owned by the owners consenting to annexation under subdivision (a)(2)(B)(i) is more than one-half (1/2) of the territory proposed for annexation; and

(c) The proposed annexation consists of nine (9) or fewer parcels.

(ii) Subdivision (a)(2)(B) is repealed January 1, 2023.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Finance, Ways & Means Committee Amendment No. 1, as House Amendment No. 2, was adopted.

Rep. Wirgau moved that Local Government Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Zachary moved the previous question, which motion prevailed.

Rep. Williams moved that **House Bill No. 2125**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	62
Noes.....	23
Present and not voting.....	6

Representatives voting aye were: Beck, Boyd, Brooks H., Brooks K., Butt, Byrd, Calfee, Carr, Carter, Curcio, Daniel, Doss, Dunn, Eldridge, Faison, Forgety, Gant, Goins, Halford, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Johnson, Kane, Keisling, Kumar, Lamberth, Littleton, Lynn, Marsh, Matlock, McDaniel, Moody, Moon, Pitts, Powers, Ragan, Ramsey, Reedy, Rogers, Sargent, Sexton C., Sexton J., Shaw, Sherrell, Sparks, Tillis, Travis, Van Huss, Vaughan, Weaver, White D., White M., Williams, Wirgau, Zachary -- 62

Representatives voting no were: Akbari, Alexander, Clemmons, Coley, Cooper, Crawford, Favors, Gilmore, Hardaway, Jernigan, Jones, Lollar, Love, Miller, Mitchell, Parkinson, Rudd, Stewart, Terry, Thompson, Towns, Turner, Windle -- 23

Representatives present and not voting were: DeBerry, Farmer, Powell, Staples, Whitson, Madame Speaker Harwell -- 6

A motion to reconsider was tabled.

REGULAR CALENDAR NO. 2, APRIL 17, 2018

***House Bill No. 2114** -- Education, Higher - As introduced, enacts the "Complete College Tennessee Act." - Amends TCA Title 49, Chapter 4, Part 7; Title 49, Chapter 4, Part 9 and Title 49, Chapter 8, Part 1. by *Hawk, *Casada, *White M, *Johnson, *Williams, *Gant. (SB2259 by *Norris)

Rep. Williams moved that House Bill No. 2114 be passed on third and final consideration.

Rep. H. Brooks requested that Education Administration & Planning Committee Amendment No. 1 be placed at the heel of the amendments.

Rep. H. Brooks requested that Education Administration & Planning Committee Amendment No. 2 be placed at the heel of the amendments.

Rep. H. Brooks requested that Education Administration & Planning Committee Amendment No. 3 be placed at the heel of the amendments.

Rep. H. Brooks requested that Education Administration & Planning Committee Amendment No. 4 be placed at the heel of the amendments.

Rep. K. Brooks moved adoption of Finance, Ways & Means Committee Amendment No. 1, as House Amendment No. 5, as follows:

Amendment No. 5

AMEND House Bill No. 2114 by deleting all language after the caption and substituting instead the following:

WHEREAS, Governor Bill Haslam has set the goal of making Tennessee the number one location in the southeast for high-quality jobs; and

WHEREAS, attracting high-quality jobs requires a workforce that is equipped with knowledge and skills provided through postsecondary education; and

WHEREAS, Governor Haslam and members of the General Assembly hear consistently from Tennessee employers that the demand for skilled workers exceeds the supply; and

WHEREAS, recognizing these realities, Governor Haslam launched the Drive to 55 initiative in 2013 to increase higher education attainment among Tennesseans to fifty-five percent (55%) by 2025; and

WHEREAS, these postsecondary credentials need to be fully aligned with emerging workforce demand, which will require collaboration across education and workforce agencies at the state, regional, and local levels; and

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WHEREAS, with the support of the General Assembly, the Drive to 55 initiative has created more opportunities for more Tennesseans through groundbreaking programs like Tennessee Promise and Tennessee Reconnect; and

WHEREAS, with the support of the General Assembly, Tennesseans can access community or technical college tuition-free; and

WHEREAS, since the implementation of Tennessee Promise, more Tennessee students are going to college than ever before; and

WHEREAS, the six-year graduation rate in Tennessee is currently twenty-six percent (26%) for community colleges and fifty-seven percent (57%) for four-year institutions; and

WHEREAS, Tennessee's postsecondary institutions should advise students on their path to on-time completion; and

WHEREAS, the future economic success of Tennessee and the resulting improved livelihood of Tennesseans depend on reaching at least 55 percent higher education attainment by 2025 to keep pace with projections of the percentage of Tennessee jobs that will require a postsecondary credential or degree; now, therefore,

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. This act shall be known and may be cited as the "Complete College Tennessee Act."

SECTION 2. Tennessee Code Annotated, Section 49-4-708(b)(5), is amended by deleting the first sentence of the subdivision in its entirety and substituting instead the following:

"Full-time student" means a student who is enrolled in a minimum of twelve (12) semester hours in the fall or spring semester, or a student who is enrolled in a full-time program at a Tennessee college of applied technology.

SECTION 3. Tennessee Code Annotated, Section 49-4-708(b), is amended by adding the following language as new, appropriately designated subdivisions:

() "Completed" for purposes of determining a Tennessee Promise scholarship award amount means any hours awarded to a student by a postsecondary institution upon finishing an academic course and receiving a grade, or hours awarded through early postsecondary opportunities;

() "Early postsecondary opportunities" has the same meaning as defined in § 49-4-902;

() "Part-time student" has the same meaning as defined in § 49-4-902;

() "Three-consecutive-semester period" has the same meaning as defined in § 49-4-902;

SECTION 4. Tennessee Code Annotated, Section 49-4-708(c), is amended by deleting subdivision (5) in its entirety and substituting instead the following:

(5)

(A) A Tennessee Promise scholarship at a Tennessee public two-year postsecondary institution or Tennessee college of applied technology shall be the cost of tuition and mandatory fees at the eligible postsecondary institution attended less all other gift aid. Gift aid shall be credited first to the student's tuition and mandatory fees;

(B) Notwithstanding subdivision (c)(5)(A), the amount of the Tennessee Promise scholarship at an eligible four-year public postsecondary institution or an eligible private institution shall be the average cost of tuition and mandatory fees at the public two-year postsecondary institutions less all other gift aid. Gift aid shall be credited first to the average tuition and mandatory fees;

SECTION 5. Tennessee Code Annotated, Section 49-4-708(c), is amended by deleting subdivision (6) in its entirety and substituting instead the following:

(6) Notwithstanding subdivisions (c)(5)(A) and (B), to continue to receive the maximum Tennessee Promise scholarship award at an eligible two-year or four-year institution, a student must have completed at least thirty (30) hours within three (3) consecutive semesters, beginning with the student's semester of initial enrollment. The maximum award for a student who has not completed at least thirty (30) hours within three (3) consecutive semesters, beginning with the student's semester of initial enrollment, shall thereafter be reduced by two hundred fifty dollars (\$250) per semester, unless the student's award is less than two hundred fifty dollars (\$250), in which case it shall be for that lesser amount; provided, that a student's award shall only be reduced during the first two (2) semesters of the following three-consecutive-semester period;

SECTION 6. Tennessee Code Annotated, Section 49-4-708(c)(9)(A), is amended by deleting the subdivision in its entirety and substituting instead the following:

(A) To be eligible for a Tennessee Promise scholarship, a student shall maintain continuous enrollment as a full-time student in each fall and spring semester while receiving the scholarship. A student may receive a scholarship in a summer semester if enrolled at least as a part-time student;

SECTION 7. Tennessee Code Annotated, Section 49-4-708(c)(10), is amended by deleting the word "and" at the end of the subdivision.

SECTION 8. Tennessee Code Annotated, Section 49-4-708(c)(11), is amended by deleting the subdivision in its entirety and substituting instead the following:

(11) Students with documented learning disabilities or students whose programs of study require fewer than thirty (30) semester hours in a three-consecutive-semester period shall be exempt from the thirty-completed-hour requirement established in subdivision (c)(6);

(12) A student who is unable to complete thirty (30) semester hours in a three-consecutive-semester period due to academic or other extenuating circumstances may appeal the reduction of the award as outlined under TSAC rule; and

(13) TSAC is authorized to promulgate rules to establish deadlines for applications and appeal procedures for the denial, revocation, reduction, or restoration of the scholarship; to work with eligible postsecondary institutions to ensure the use of early postsecondary opportunities for credit towards completed hour requirements; to allow credit hours completed in excess of the thirty (30) hour requirement to be used to fulfill the thirty (30) hour requirement in subsequent three-consecutive-semester periods; and to otherwise effectuate the purposes of this part. The rules shall be promulgated in accordance with the Uniform Administrative Procedures Act, compiled in title 4, chapter 5.

SECTION 9. Tennessee Code Annotated, Section 49-4-902(2)(A), is amended by deleting the word "consecutive".

SECTION 10. Tennessee Code Annotated, Section 49-4-902, is amended by adding the following language as new, appropriately designated subdivisions:

() "Completed" means, for purposes of determining a Tennessee HOPE scholarship award amount, any hours awarded to a student by a postsecondary institution upon finishing an academic course and receiving a grade, or hours awarded through early postsecondary opportunities;

() "Early postsecondary opportunities" means a course or exam aligned to postsecondary standards that gives students an opportunity to obtain postsecondary credit while enrolled in high school or a Tennessee home school program. Such courses may include Advanced Placement, Cambridge, International Baccalaureate, dual credit, dual enrollment, college level examination program, or industry certification;

() "Three-consecutive-semester period" means three (3) semesters in a twelve- month period beginning in the semester of initial enrollment, or the equivalent if the institution is on a system other than a semester system, and excluding semesters in which a student qualifies for an approved leave of absence or participates in an internship or cooperative education program applicable to the student's program of study;

SECTION 11. Tennessee Code Annotated, Section 49-4-911(a), is amended by deleting the subsection in its entirety and substituting instead the following:

(a)

(1) To continue to receive a Tennessee HOPE scholarship, a student at an eligible postsecondary institution shall reapply for the scholarship pursuant to TSAC rules, and shall meet all applicable nonacademic requirements under §§ 49-4-904 and 49-4-905. At the end of the first and second three-consecutive-semester periods, the student must have achieved a cumulative grade point average of at least 2.75 to continue to receive the Tennessee HOPE scholarship. At the end of any subsequent three-consecutive-semester period, a student must achieve a cumulative grade point average of at least 3.0 to continue to receive the Tennessee HOPE scholarship.

(2) Notwithstanding subdivision (a)(1), a student who fails to achieve a cumulative grade point average of at least 3.0 when continuing eligibility is reviewed at the end of the third or any subsequent three-consecutive-semester periods under subdivision (a)(1), but who has a cumulative grade point average of at least 2.75 and a semester grade point average of at least 3.0 for the semester in which continuing eligibility under subdivision (a)(1) was reviewed, shall be eligible to continue to receive a Tennessee HOPE scholarship for one (1) additional semester; provided, that the student enrolls full-time in that semester and the student is still eligible for a scholarship under § 49-4-913. Subsequently, the student shall be eligible to receive the scholarship if the student maintains both full-time and continuous enrollment, a cumulative grade point average of at least 2.75, and a grade point average of at least 3.0 in the last semester in which the student attended full-time. If, however, the student achieves a cumulative grade point average of at least 3.0 at any time when continuing eligibility is reviewed under subdivision (a)(1), then the student's continuing eligibility for a Tennessee HOPE scholarship shall be reviewed under subdivision (a)(1).

SECTION 12. Tennessee Code Annotated, Section 49-4-911(b), is amended by deleting from the last sentence of the subsection the word "attempted" and substituting instead the word "completed".

SECTION 13. Tennessee Code Annotated, Section 49-4-912(b), is amended by deleting the subsection in its entirety and substituting instead the following:

(b) Tennessee HOPE scholarship students may enroll as full-time students or part-time students at an eligible postsecondary institution. A student who enrolls as a full-time student at the beginning of a semester may not drop to part-time status in that semester, unless the student requests, and the institution approves, part-time status based on documented medical or personal grounds.

(c) TSAC shall promulgate rules in accordance with the Uniform Administrative Procedures Act, compiled in title 4, chapter 5, to establish appeal procedures for the revocation, reduction, or restoration of the scholarship when a student:

(1) Changes from full-time to part-time and from part-time to less than part-time status based on documented medical or personal grounds;

(2) Is unable to complete thirty (30) semester hours in a three-consecutive-semester period due to academic or other extenuating circumstances; and

(3) Uses early postsecondary opportunities for credit towards semester hour requirements.

SECTION 14. Tennessee Code Annotated, Section 49-4-914, is amended by adding the following language as a new subsection (d) and redesignating the current subsection (d) and remaining subsections accordingly:

(d)

(1) Notwithstanding subsections (a), (b), and (c), to continue to receive the maximum Tennessee HOPE scholarship award at an eligible two-year or four-year postsecondary institution, a student must have completed at least thirty (30) hours within a three-consecutive-semester period beginning with the student's semester of initial enrollment. The award amount for a student who has not completed at least thirty (30) hours within any three-consecutive-semester period shall thereafter be reduced by an amount of two hundred fifty dollars (\$250) per semester, unless the student's award is less than two hundred fifty dollars (\$250) in which case it shall be for that lesser amount; provided, that a student's award shall only be reduced during the first two (2) semesters of a three-consecutive-semester period. A student's full award shall be restored in the first semester following the three-consecutive-semester period in which the student has completed the hours needed to meet the requirements described in § 49-4-911. Students with documented learning disabilities or students whose program of study requires fewer than thirty (30) semester hours in a three-consecutive-semester period shall be exempt from the thirty-completed-hour requirement.

(2) Notwithstanding subdivision (d)(1), the Tennessee HOPE scholarship for a student who also qualifies for the Tennessee Promise scholarship, as described in § 49-4-708, shall not be reduced for failure to meet the thirty-hour requirement described in subdivision (d)(1).

SECTION 15. Tennessee Code Annotated, Section 49-4-920(b)(1), is amended by deleting the subdivision in its entirety and substituting instead the following:

(b)

(1) A Tennessee HOPE access grant shall be awarded to an eligible student only until the end of the semester in which the student has attempted a total of at least thirty (30) hours. A student who is eligible for a Tennessee HOPE scholarship shall be ineligible for a Tennessee HOPE access grant.

SECTION 16. Tennessee Code Annotated, Section 49-4-920, is amended by deleting subsections (d) and (e) in their entireties and substituting instead the following:

(d) Subject to the amounts appropriated by the general assembly and any law relating to a shortfall in funds available for postsecondary assistance from the net proceeds of the state lottery, a Tennessee HOPE access grant shall be fifty percent (50%) of the combined award of the ASPIRE award under § 49-4-915 and the Tennessee HOPE scholarship awarded under § 49-4-914, not including the reduction of the award pursuant to § 49-4-914(d), that is applicable to Tennessee HOPE scholarship recipients at the eligible postsecondary institution at which the Tennessee HOPE access grant recipient is enrolled.

(e)

(1) TSAC shall review a student's eligibility when the student has attempted at least thirty (30) hours. If a student receiving a Tennessee HOPE access grant has achieved a cumulative grade point average of at least 2.75 after having attempted at least thirty (30) hours, then the student shall be eligible for a Tennessee HOPE scholarship. If the student meets the requirements of § 49-4-915(a)(2), the student shall be eligible for an ASPIRE award.

(2) If a student receiving a Tennessee HOPE access grant does not achieve a cumulative grade point average of at least 2.75 upon having attempted at least thirty (30) hours, but the student, without financial assistance from lottery proceeds, continues to attend an eligible postsecondary institution and meets the requirements in which continuing eligibility is reviewed under § 49-4-911(a)(1) or (a)(2), then the student shall be eligible for a Tennessee HOPE scholarship if the student meets all other applicable requirements. If, at that time, the student meets the requirements of § 49-4-915(a)(2), the student shall be eligible for an ASPIRE award.

SECTION 17. Tennessee Code Annotated, Section 49-4-929(c), is amended by deleting subdivisions (1) and (2) in their entireties and substituting instead the following:

(1) Section 49-4-911(a)(1) and the student transfers before having completed sixty (60) hours; or

(2) Section 49-4-911(a)(1) or (a)(2) and the student transfers after having completed sixty (60) or more hours.

SECTION 18. Tennessee Code Annotated, Section 49-4-931(b), is amended by deleting the subsection in its entirety and substituting instead the following:

(b) A nontraditional student shall be eligible for the award of a Tennessee HOPE scholarship at the end of the semester in which the student has attempted a total of twelve (12) semester hours if the student has a cumulative grade point average of at least 2.75. A nontraditional student who does not achieve a cumulative grade point average of at least 2.75 at the end of the semester in which the student has attempted a total of twelve (12) semester hours shall be eligible for a Tennessee HOPE scholarship if the student meets the requirements at the end of any three-consecutive-semester period when eligibility for the

scholarship is reviewed under § 49-4-911(a)(1) or (a)(2). For purposes of this section, the first three-consecutive-semester period for a nontraditional student shall begin with the first semester in which the HOPE scholarship is received.

SECTION 19. Tennessee Code Annotated, Section 49-4-944(b)(1), is amended by deleting the word "consecutive".

SECTION 20. Tennessee Code Annotated, Section 49-8-101(c), is amended by deleting the subsection in its entirety and substituting instead the following:

(c)

(1) Notwithstanding any law to the contrary, the board of regents shall manage the institutions identified in subdivision (a)(3)(A), to be collectively known as the "college system of Tennessee", a comprehensive statewide system with coordinated programs and services focused on increasing the number of Tennesseans with postsecondary credentials aligned to state workforce needs.

(2) It is the legislative intent that the college system of Tennessee operate as a unified system with individual campuses, teaching centers, and teaching sites as necessary to maximize the effectiveness of the system in enhancing student success and increasing the number of postsecondary credentials held by Tennesseans.

(3) In order to carry out this subsection (c), the chancellor of the board of regents shall submit a plan to the Tennessee higher education commission, the education committee of the senate, and the education administration and planning committee of the house of representatives no later than October 31, 2018. This plan shall detail the steps to transition to a college system of Tennessee to be centrally managed as one unified and aligned system.

(4) As part of this plan, the chancellor of the board of regents shall identify and implement appropriate system-wide management strategies and efficiencies to address the postsecondary and workforce development needs of the state. These efficiencies should include the consolidation of services among institutions and standardization of processes between institutions in order to improve effectiveness in all functional areas.

(5) The plan shall also incorporate the timeline and process for implementing structured scheduling and cohort programming at each of the institutions identified in subdivision (a)(3)(A) to ensure that all incoming full-time students can complete the general education core utilizing a schedule that reduces the need for individual course registration and provides a structured and comprehensive sequence of courses that, when taken in order, result in on-time academic completion and credential attainment.

(6) The college system of Tennessee's operation as a unified and aligned system in accordance with this subsection (c) and the directives of subdivisions (c)(2), (4), and (5) in furtherance of the transition to such operation shall be fully implemented no later than July 1, 2019.

(7) The chancellor of the board of regents shall submit a report to the Tennessee higher education commission, the education committee of the senate, and the education administration and planning committee of the house of representatives no later than July 1, 2020, outlining the completed implementation of structured scheduling and cohort programming at each of the institutions identified in subdivision (a)(3)(A) pursuant to subdivision (c)(5).

SECTION 21. Tennessee Code Annotated, Section 49-4-708, is amended by adding the following as a new subsection:

() The Tennessee higher education commission shall make an annual public announcement to identify, for each eligible two-year postsecondary institution and each eligible four-year postsecondary institution, the percentage of Tennessee Promise scholarship students enrolled at the institution who are on-track to earn an associate degree within five (5) semesters if the institution is on a semester system, or its equivalent if the institution is on a system other than a semester system, using the following tier classification schedule:

(1) An eligible two-year postsecondary institution or an eligible four-year postsecondary institution shall be identified as a tier 1 institution if fifty percent (50%) or more of the Tennessee Promise scholarship students enrolled at the institution in an eligible postsecondary program leading to an associate degree completed at least thirty (30) hours within a three-consecutive-semester period;

(2) An eligible two-year postsecondary institution or an eligible four-year postsecondary institution shall be identified as a tier 2 institution if at least forty percent (40%), but less than fifty percent (50%), of the Tennessee Promise scholarship students enrolled at the institution in an eligible postsecondary program leading to an associate degree completed at least thirty (30) hours within a three-consecutive-semester period; and

(3) An eligible two-year postsecondary institution or an eligible four-year postsecondary institution shall be identified as a tier 3 institution if at least thirty percent (30%), but less than forty percent (40%), of the Tennessee Promise scholarship students enrolled at the institution in an eligible postsecondary program leading to an associate degree completed at least thirty (30) hours within a three-consecutive-semester period.

SECTION 22. Tennessee Code Annotated, Title 49, Chapter 4, Part 9, is amended by adding the following as a new section:

The Tennessee higher education commission shall make an annual public announcement to identify, for each eligible postsecondary institution, the

percentage of Tennessee HOPE scholarship students enrolled at the institution who are on-track to earn a baccalaureate degree within eight (8) full-time equivalent semesters using the following tier classification schedule:

(1) An eligible postsecondary institution shall be identified as a tier 1 institution if eighty percent (80%) or more of the Tennessee HOPE scholarship students enrolled at the institution completed at least thirty (30) hours within a three-consecutive-semester period;

(2) An eligible postsecondary institution shall be identified as a tier 2 institution if at least seventy-five percent (75%), but less than eighty percent (80%), of the Tennessee HOPE scholarship students enrolled at the institution completed at least thirty (30) hours within a three-consecutive-semester period; and

(3) An eligible postsecondary institution shall be identified as a tier 3 institution if at least sixty-five percent (65%), but less than seventy-five percent (75%), of the Tennessee HOPE scholarship students enrolled at the institution completed at least thirty (30) hours within a three-consecutive-semester period.

SECTION 23. Tennessee Code Annotated, Section 49-4-708(c), is amended by adding the following as a new subdivision:

() Beginning with the 2019-2020 academic year, any credit hours completed by a Tennessee Promise scholarship student that exceeds thirty (30) credit hours in a three-consecutive-semester period may be used to satisfy the thirty (30) hour requirement in a subsequent three-consecutive-semester period;

SECTION 24. Tennessee Code Annotated, Section 49-4-911, is amended by adding the following as a new subsection:

() Beginning with the 2019-2020 academic year, any credit hours completed by a Tennessee HOPE scholarship student that exceed thirty (30) credit hours in a three-consecutive-semester period may be used to satisfy the thirty (30) hour requirement in a subsequent three-consecutive-semester period.

SECTION 25. For purposes of promulgating rules, sections 1 through 19 of this act shall take effect upon becoming a law, the public welfare requiring it. For all other purposes, sections 1 through 19 shall take effect August 1, 2019, and shall apply to students enrolling in their initial semester in the fall semester of 2019 or thereafter, the public welfare requiring it. All other sections of this act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Finance, Ways & Means Committee Amendment No. 1, as House Amendment No. 5, was adopted.

Rep. H. Brooks moved that Education Administration & Planning Committee Amendment No. 1 be withdrawn, which motion prevailed.

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Rep. H. Brooks moved that Education Administration & Planning Committee Amendment No. 2 be withdrawn, which motion prevailed.

Rep. H. Brooks moved that Education Administration & Planning Committee Amendment No. 3 be withdrawn, which motion prevailed.

Rep. H. Brooks moved that Education Administration & Planning Committee Amendment No. 4 be withdrawn, which motion prevailed.

Rep. Williams moved that **House Bill No. 2114** be reset for the the Regular Calendar on April 19, 2018, which motion prevailed.

RULES SUSPENDED

Rep. Williams moved that the rules be suspended in order to allow **House Bill No. 1109** to be heard on the next Calendar for Finance, Ways & Means Committee, which motion prevailed.

SPECIAL ORDER

Without objection, Rep. Hawk moved the House take up House Joint Resolution No. 226, out of order at this time as follows:

***House Joint Resolution No. 226** -- Constitutional Amendments - Proposes an amendment to Article I, Section 33 of the Constitution of Tennessee to remove the criminal punishment exception from slavery and involuntary servitude prohibition. by *Towns, *Casada, *Coley, *McCormick, *Faison, *Ramsey, *Harwell.

Rep. Towns moved adoption of House Joint Resolution No. 226.

Rep. Ramsey moved adoption of State Government Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Joint Resolution No. 226 by deleting the first resolving clause in its entirety and substituting instead the following:

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE ONE HUNDRED TENTH GENERAL ASSEMBLY OF THE STATE OF TENNESSEE, THE SENATE CONCURRING, that a majority of all the members elected to each house concurring, as shown by the yeas and nays entered on their journals, that it is proposed that Article I, Section 33 of the Constitution of Tennessee be amended by deleting the section and substituting instead the following:

Section 33. Slavery and involuntary servitude are forever prohibited. Nothing in this section shall prohibit an inmate from working or being required to work when the inmate has been duly convicted of a crime.

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On motion, State Government Committee Amendment No. 1 was adopted.

Rep. Towns requested that the Clerk read House Joint Resolution No. 226 for the first Constitutional reading, as prescribed by the Constitution of the State of Tennessee.

The Clerk read House Joint Resolution No. 226.

Rep. Towns moved adoption of House Joint Resolution No. 226 as amended.

Rep. Towns moved that House Joint Resolution No. 226 be reset for Thursday, April 19, 2018 for its second reading, which motion prevailed.

RULES SUSPENDED

Rep. Williams moved that the rules be suspended in order to allow **House Bill No. 1109** to be heard on the next Calendar in the Finance, Ways & Means Committee, which motion prevailed.

CLERK'S NOTE TO THE JOURNAL

Pursuant to **Rule No. 20**, Rep. Gravitt was excused from Session on Wednesday, April 18, 2018.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Joint Resolution No. 226 Reps. Favors, Gilmore, Love, Goins and Terry as prime sponsors.

House Resolution No. 346 Reps. Thompson, Akbari, Favors, Shaw, Gilmore, Cooper, Staples, Towns, Powell, Parkinson, DeBerry, Miller, Hardaway and Camper as prime sponsors.

House Bill No. 372 Reps. Hicks and Cooper as prime sponsors.

House Bill No. 487 Rep. Cooper as prime sponsor.

House Bill No. 1558 Rep. Williams as prime sponsor.

House Bill No. 1599 Rep. Williams as prime sponsor.

House Bill No. 1858 Rep. Williams as prime sponsor.

House Bill No. 1860 Rep. Williams as prime sponsor.

House Bill No. 1958 Rep. Powers as prime sponsor.

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House Bill No. 1997 Reps. Williams and Dunn as prime sponsors.

House Bill No. 2159 Reps. Sherrell, Williams, Hazlewood and Hicks as prime sponsors.

House Bill No. 2171 Rep. Williams as prime sponsor.

House Bill No. 2181 Rep. Love as prime sponsor.

House Bill No. 2190 Rep. Sherrell as prime sponsor.

House Bill No. 2326 Reps. Williams, Hazlewood, Hicks and Hawk as prime sponsors.

House Bill No. 2426 Rep. H. Brooks as prime sponsor.

**ENGROSSED BILLS
April 18, 2018**

MADAM SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Bills Nos. 447, 1345, 1805, 1808, 2110, 2384, 2450, 2550, 2624, 2644, 2645 and 2646; also House Joint Resolutions Nos. 1021, 1022, 1218, 1219, 1220, 1221, 1222, 1223, 1224, 1225, 1226, 1227, 1228, 1229, 1230, 1231, 1232, 1233, 1234, 1235, 1236, 1237, 1238, 1239, 1240, 1241, 1242, 1243, 1244, 1245, 1246, 1247, 1248, 1249, 1250, 1251, 1252 and 1253.

GREG GLASS, Chief Engrossing Clerk

**MESSAGE FROM THE GOVERNOR
April 18, 2018**

MADAM SPEAKER: I am directed by the Governor to return herewith: House Bills Nos. 1686, 1707, 1816, 1966, 1976, 2029, 2304, 2444 and 2524; with his approval.

DWIGHT E. TARWATER, Legal Counsel to the Governor

**MESSAGE FROM THE SENATE
April 18, 2018**

MADAM SPEAKER: I am directed to transmit to the House, Senate Joint Resolution No. 552; For the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

**SIGNED
April 18, 2018**

The Speaker announced that she had signed the following: Senate Joint Resolution No. 552.

TAMMY LETZLER, Chief Clerk

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This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

**SIGNED
April 18, 2018**

The Speaker announced that she had signed the following: Senate Bills Nos. 367, 647, 1062, 1519, 1564, 1719, 1869, 1923, 2030, 2370 and 2420.

TAMMY LETZLER, Chief Clerk

**ENGROSSED BILLS
April 18, 2018**

MADAM SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Bill No. 2106;

GREG GLASS, Chief Engrossing Clerk

**MESSAGE FROM THE SENATE
April 18, 2018**

MADAM SPEAKER: I am directed to return to the House, House Bills Nos. 2645 and 2646; substituted for Senate Bills on same subjects and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**ENGROSSED BILLS
April 18, 2018**

MADAM SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Bill No. 2125;

GREG GLASS, Chief Engrossing Clerk

**MESSAGE FROM THE SENATE
April 18, 2018**

MADAM SPEAKER: I am directed to return to the House, House Bill No. 1831; substituted for Senate Bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**ENGROSSED BILLS
April 18, 2018**

MADAM SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Bills Nos. 1959, 2718, 2724 and 2725; also House Joint Resolutions Nos. 1254, 1255, 1256 and 1257.

GREG GLASS, Chief Engrossing Clerk

**ENROLLED BILLS
April 18, 2018**

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Joint Resolutions Nos. 879, 906, 954, 1065, 1066, 1068, 1069, 1070, 1071, 1072, 1073, 1074, 1075, 1076, 1077, 1078, 1079, 1081, 1082, 1093, 1094, 1095, 1096, 1097, 1098, 1099, 1100, 1101, 1102, 1103, 1104, 1105, 1106, 1107, 1108, 1109, 1110, 1111, 1112, 1113, 1114, 1115, 1116, 1117, 1118, 1119, 1120, 1121, 1122, 1123, 1124, 1125, 1126, 1127, 1128 and 1129; and find same correctly enrolled and ready for the signatures of the Speakers.

GREG GLASS, Chief Engrossing Clerk

**SIGNED
April 18, 2018**

The Speaker announced that she had signed the following: House Joint Resolutions Nos. 879, 906, 954, 1065, 1066, 1068, 1069, 1070, 1071, 1072, 1073, 1074, 1075, 1076, 1077, 1078, 1079, 1081, 1082, 1093, 1094, 1095, 1096, 1097, 1098, 1099, 1100, 1101, 1102, 1103, 1104, 1105, 1106, 1107, 1108, 1109, 1110, 1111, 1112, 1113, 1114, 1115, 1116, 1117, 1118, 1119, 1120, 1121, 1122, 1123, 1124, 1125, 1126, 1127, 1128 and 1129.

GREG GLASS, Chief Engrossing Clerk

**ENROLLED BILLS
April 18, 2018**

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Joint Resolutions Nos. 1130, 1131, 1132, 1133, 1134, 1135, 1136, 1137, 1138, 1139, 1140, 1141, 1142, 1143, 1145, 1146, 1147, 1148, 1149, 1150, 1151, 1152, 1153, 1154, 1155, 1156, 1157, 1158, 1159, 1160, 1161, 1162, 1163, 1164, 1165, 1166, 1167, 1168, 1169, 1170, 1171, 1172, 1173, 1174, 1175 and 1176; and find same correctly enrolled and ready for the signatures of the Speakers.

GREG GLASS, Chief Engrossing Clerk

**SIGNED
April 18, 2018**

The Speaker announced that she had signed the following: House Joint Resolutions Nos. 1130, 1131, 1132, 1133, 1134, 1135, 1136, 1137, 1138, 1139, 1140, 1141, 1142, 1143, 1145, 1146, 1147, 1148, 1149, 1150, 1151, 1152, 1153, 1154, 1155, 1156, 1157, 1158, 1159, 1160, 1161, 1162, 1163, 1164, 1165, 1166, 1167, 1168, 1169, 1170, 1171, 1172, 1173, 1174, 1175 and 1176.

GREG GLASS, Chief Engrossing Clerk

**MESSAGE FROM THE SENATE
April 18, 2018**

MADAM SPEAKER: I am directed to transmit to the House, Senate Bill No. 1549; The Senate nonconcurred in House Amendment No(s). 1

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
April 18, 2018**

MADAM SPEAKER: I am directed to transmit to the House, Senate Bill No. 1688; The Senate nonconcurred in House Amendment No(s). 4

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
April 18, 2018**

MADAM SPEAKER: I am directed to transmit to the House, Senate Bill No. 1879; The Senate nonconcurred in House Amendment No(s). 1

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
April 18, 2018**

MADAM SPEAKER: I am directed to transmit to the House, Senate Bill No. 2705; The Senate nonconcurred in House Amendment No(s). 1

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
April 18, 2018**

MADAM SPEAKER: I am directed to return to the House, House Bill No. 3; substituted for Senate Bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
April 18, 2018**

MADAM SPEAKER: I am directed to return to the House, House Bill No. 2195; substituted for Senate Bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
April 18, 2018**

MADAM SPEAKER: I am directed to return to the House, House Bill No. 447; substituted for Senate Bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
April 18, 2018**

MADAM SPEAKER: I am directed to request the return of Senate Bill No. 1302; for further consideration.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
April 18, 2018**

MADAM SPEAKER: I am directed to return to the House, House Bills Nos. 108, 601, 901, 1038, 1140, 1344, 1727, 1856, 1894, 1929, 1939, 2175, 2637 and 2690; substituted for Senate Bills on same subjects and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
April 18, 2018**

MADAM SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 1130, 1131, 1132, 1133, 1134, 1135, 1136, 1137, 1138, 1139, 1140, 1141, 1142, 1143, 1145, 1146, 1147, 1148, 1149, 1150, 1151, 1152, 1153, 1154, 1155, 1156, 1157, 1158, 1159, 1160, 1161, 1162, 1163, 1164, 1165, 1166, 1167, 1168, 1169, 1170, 1171, 1172, 1173, 1174, 1175 and 1176; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
April 18, 2018**

MADAM SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 879, 906, 954, 1065, 1066, 1068, 1069, 1070, 1071, 1072, 1073, 1074, 1075, 1076, 1077, 1078, 1079, 1081, 1082, 1093, 1094, 1095, 1096, 1097, 1098, 1099, 1100, 1101, 1102, 1103, 1104, 1105, 1106, 1107, 1108, 1109, 1110, 1111, 1112, 1113, 1114, 1115, 1116, 1117, 1118, 1119, 1120, 1121, 1123, 1124, 1125, 1126, 1127, 1128 and 1129; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
April 18, 2018**

MADAM SPEAKER: I am directed to return to the House, House Bill No. 1832; substituted for Senate Bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
April 18, 2018**

MADAM SPEAKER: I am directed to return to the House, House Bill No. 2644; substituted for Senate Bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
April 18, 2018**

MADAM SPEAKER: I am directed to transmit to the House, Senate Bill No. 2591; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

Senate Bill No. 2591 -- Education, Dept. of - As introduced, creates the "Homeless Student Stability and Opportunity Gap Act." - Amends TCA Title 49 and Title 71. by *Yarbro. (*HB2303 by *Beck)

RECESS

On motion of Rep. Hawk, the House stood in recess until 9:00 a.m., Thursday, April 19, 2018.